

**CREW****citizens for responsibility  
and ethics in washington**

September 20, 2017

**MEMO ENDORSED****VIA ECF**

Hon. Katherine Polk Failla  
 United States District Court  
 Southern District of New York  
 40 Foley Square, Room 2103  
 New York, NY 10007

USDC SDNY  
 DOCUMENT  
 ELECTRONICALLY FILED  
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 DATE FILED: September 21, 2017

Re: *Doyle, et al. v. U. S. Department of Homeland Security, et al.*, No. 17-2542 (KPF)

Dear Judge Failla,

Plaintiffs in the above-referenced action, Kate Doyle, National Security Archive, Citizens for Responsibility and Ethics in Washington, and Knight First Amendment Institute at Columbia University, respectfully request that the Court schedule a hearing on their Motion for an Order Requiring that Defendants Show Cause for Failing to Comply with the Court's July 14 Order (Dkt. 33).

As plaintiffs' memorandum in support of its motion (Dkt. 33-1) explains, the Court, plaintiffs, and the citizens whose interest in transparency is ultimately served by the Freedom of Information Act deserve an explanation for the government's decision not to produce all responsive and non-exempt Mar-a-Lago records, in contravention of this Court's July 14 order. Plaintiffs respectfully submit that the government's explanation for its sudden about-face should be made on the record and directly to the Court. Plaintiffs further submit that an in-person appearance will expedite the Court's determination if any sanctions are appropriate and help avoid further unnecessary delays in this case.

Respectfully,

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The Court is in receipt of Plaintiffs' request for oral argument on their motion for an order to show cause and shall schedule oral argument if, after receiving Defendants' response, the Court believes oral argument would be of use.

Dated: September 21, 2017  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE